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SAN JOAQUIN COUNTY, *et al.*

8
9 UNITED STATES DISTRICT COURT
10 EASTERN DISTRICT OF CALIFORNIA

11 SALVADOR SILVA, Deceased, by and
through his Successor in Interest, SONJA
12 ALVAREZ, SONJA ALVAREZ,
Individually,

13
14 Plaintiffs,

15 v.

16 SAN JOAQUIN COUNTY, a public entity;
SAN JOAQUIN COUNTY SHERIFF-
CORONER PATRICK WITHROW, in his
17 individual and official capacities;
ROBERT HART, M.D.; FOZIA NAR,
18 L.V.N.; MARY CEDANA, R.N.; SARAI
HARDWICK, L.V.N.; CYNTHIA
19 BORGES- ODELL, MFT; NICHOLE
WARREN, P.T.; MANUEL
20 RODRIGUEZ-GALAVIZ, MFT;
MARICEL MAGAOAY, L.V.N.;
21 MANDEEP KAUR, R.N.; CHERYL
EVANS, A.S.W.; CHRISTEL BACKERT,
22 FNP; ROBYN MENDOZA, NP, and
DOES 1–20; individually, jointly, and
23 severally,

24 Defendants.

Case No. 2:20-cv-01461-JAM-KJN

**STIPULATION AND ORDER TO
CONTINUE FINAL PRETRIAL
CONFERENCE AND TRIAL**

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26 Pursuant to Civil Local Rule 143, Plaintiffs SONJA ALVAREZ, *et al.*, and Defendants
27 SAN JOAQUIN COUNTY, *et al.*, hereby stipulate to continue the trial date, final pretrial
28 conference, and associated pretrial deadlines in this matter, as set forth below.

STIPULATION

WHEREAS, on June 20, 2020, Plaintiffs filed their complaint for damages in this Court;

WHEREAS, trial in this matter was scheduled for December 4, 2023; and

WHEREAS, on February 16, 2023, Plaintiffs filed a stipulation and proposed order to modify the proposed scheduling order that included moving the trial from December 4, 2023, to January 29, 2024 (ECF No. 32), signed by the Court on February 17, 2023 (ECF No. 33); and

WHEREAS, counsel for Defendants have a schedule conflict in January and February 2024, with trials in two other litigation matters, and Plaintiffs' counsel has a similar trial conflict in March 2024; and

WHEREAS, counsel for Plaintiffs and Defendants having met and conferred, and consulted with the Court, the parties request a continuance of the trial, final pretrial conference, and associated pretrial deadlines, as follows:

<u>Event</u>	<u>Current Date</u>	<u>New Date</u>
Expert Disclosures	June 9, 2023	July 28, 2023
Rebuttal Expert Disclosures	July 7, 2023	August 18, 2023
Joint Mid-Litigation Statement (two weeks before discovery cutoff)	July 28, 2023	Fourteen (14) days prior to close of discovery
Expert Discovery Cutoff	August 11, 2023	October 12, 2023
Fact Discovery Cutoff	August 11, 2023	October 12, 2023
Dispositive Motion Filing	August 18, 2023	November 10, 2023
Dispositive Motion Hearing	October 17, 2023 1:30 p.m.	January 9, 2024 1:30 p.m.
Final Pretrial Conference	December 15, 2023	March 15, 2024, at 11:00 a.m.
Jury/Bench Trial	January 29, 2024	April 22, 2024, at 9:00 a.m.

1
2 THEREFORE, IT IS HEREBY STIPULATED, by and between the parties, through their
3 respective attorneys of record, that the trial date, final pretrial conference, and associated pretrial
4 deadlines be modified by the Court as set forth above.

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6 Dated: March 20, 2023

BURKE, WILLIAMS & SORENSEN, LLP

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8 By: /s/ Gregory R. Aker
Gregory R. Aker

9 Attorneys for Defendants
10 COUNTY OF SAN JOAQUIN, *et al.*

11 Dated: March 20, 2023

HADDAD & SHERWIN LLP

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13 By: /s/ Julia Sherwin (as authorized on 3/20/23)
Julia Sherwin

14 Attorneys for Plaintiffs
15 SONJA ALVAREZ, *et al.*

ORDER

Pursuant to Plaintiff's and Defendants' Stipulation, and for good cause shown, the trial in this matter shall be **CONTINUED** to **April 22, 2024, at 09:00 AM**, the final pretrial conference shall be **CONTINUED** to **March 15, 2024, at 11:00 AM**, and all associated pretrial deadlines shall be **MODIFIED** as set forth above.

IT IS SO ORDERED.

Dated: March 23, 2023

/s/ John A. Mendez

THE HONORABLE JOHN A. MENDEZ

SENIOR UNITED STATES DISTRICT JUDGE